

JASON M. FRIERSON
United States Attorney
District of Nevada
Nevada Bar Number 7709
HOLLY A. VANCE
Assistant United States Attorney
United States Attorney's Office
400 S. Virginia Street, Suite 900
Reno, NV 89501
(775) 784-5438
Holly.A.Vance@usdoj.gov

Attorneys for Defendant

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

CATHERINE A. BERRY,
Plaintiff,

v.

AIR FORCE CENTRAL WELFARE
FUND; AIR FORCE INSURANCE
FUND,
Defendants.

Case No. 2:21-cv-01977-JCM-BNW

**Stipulation and Order for Extension
of Time**

(First Request)

Plaintiff CATHERINE A. BERRY, and Defendants AIR FORCE CENTRAL WELFARE FUND and AIR FORCE INSURANCE FUND, hereby stipulate and agree that Defendants may have a 21-day extension of time, from September 29, 2022 to October 20, 2022, to respond to Plaintiff's Objection to Report and Recommendation of Magistrate Judge: Points and Authorities in Support (ECF No. 18). That Report and Recommendation recommends that Defendants' motion to dismiss be granted and Plaintiff's motion for attorney fees be denied. (ECF No. 15 p. 5).

The requested extension is warranted for three reasons. First, defense counsel's office recently lost a number of attorneys and staff. As a result, defense counsel is handling a higher-than-normal caseload. Additionally, only a limited number of attorneys and support staff may work in defense counsel's office at any given time due to the pandemic, thereby slowing the time it takes to process and complete required tasks. Defense counsel's calendar

is also busier than normal with upcoming hearings and multiple filing deadlines in several cases, including one before the Ninth Circuit. Under the circumstances, good cause exists to extend the deadline for Defendants to respond to Plaintiff's Objection to Report and Recommendation of Magistrate Judge: Points and Authorities in Support (ECF No. 18). *See* Fed. R. Civ. P. 6(b)(1)(A) ("When an act may or must be done within a specified time, the court may, *for good cause*, extend the time...with or without motion or notice if the court acts, or if a request is made, before the original time or its extension expires[.]") (emphasis added).

This is Defendant's first request for an extension of time. *See* LR IA 6-1(a) (must advise of previous extensions). Defense counsel contacted Plaintiff's counsel regarding this extension request, and he has advised that he does not oppose the request. This stipulation is made in good faith and not for the purpose of undue delay.

DATED: September 27, 2022

HAND & SULLIVAN, LLC

JASON M. FRIERSON
United States Attorney

/s/ George F. Hand
GEORGE F. HAND
Attorney for Plaintiff

/s/ Holly A. Vance
HOLLY A. VANCE
Assistant U.S. Attorney
Attorney for Defendants

IT IS SO ORDERED.

Dated: September 28, 2022


UNITED STATES DISTRICT JUDGE